IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

1) CRI.APPLICATION NO. 677 of 2006 IN CR.APPLN.NO.2207/06
2) CRI.APPLICATION NO. 678 OF 2006 IN CR.APPLN.NO.2209/06.
AND
3) CRI.APPLICATION NO. 679 OF 2006 IN CR.APPLN.NO.2211/06.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Shri Bagla i/by BNagla Dandekar & Co. for the Applicants.

Shri U.V.Nikam, A.P.P. for the Respondent-State.

CORAM : ABHAY S.OKA, J.

DATED : 22th November, 2006.

P.C.:

1. Perused the affidavit filed in compliance with the order dated 29th September 2006. The affidavit discloses that the proclamation has been issued by the learned Special Metropolitan Magistrate against the Respondents Nos.2 and 3 and they have been declared as absconding. In the affidavit, the Applicant has set out the correct address of the 1st Respondent.

2. Hence the Applications are disposed of by passing the following order:

i) Issue fresh notice of the Application for

condonation of delay to the 1st Respondent at the address of the 1st Respondent mentioned in paragraph 5 of the affidavit dated 17th November 2006 returnable on 12th January 2007.

ii) In so far as the service of notice to the Respondents Nos.2 and 3 is concerned, prayer (a) of this Application is granted. The said notice is also made returnable on 12th January 2007.

iii) In addition to service through Court, the Advocate for the Applicant is directed to serve private notice to the Respondents and file affidavit of service before returnable date.

Judge.